

Marshall, Paul

From: Marshall, Paul
Sent: Friday, April 14, 2017 10:49 AM
To: Desiree McCaslen
Subject: RE: Thanks for a copy of CHS's response

Hi Desiree,

EPA has no requirement that the money from a Pretreatment fine go to the wastewater fund. I doubt the state has any such policy, either.

Thanks for the info on CHS in Creston. EPA will be paying them a call.

Paul

From: Desiree McCaslen [mailto:dmccaslen@sioux-city.org]
Sent: Thursday, April 13, 2017 11:35 AM
To: Marshall, Paul <Marshall.Paul@epa.gov>
Subject: Re: Thanks for a copy of CHS's response

Another thought, for what its worth, I know that the City of Creston Iowa has a CHS facility that has also been in non-compliance for sulfides and faulty flow monitoring equipment and is not currently permitted by the City or the state. The staff there has done everything in their power to implement controls but continues to battle them.

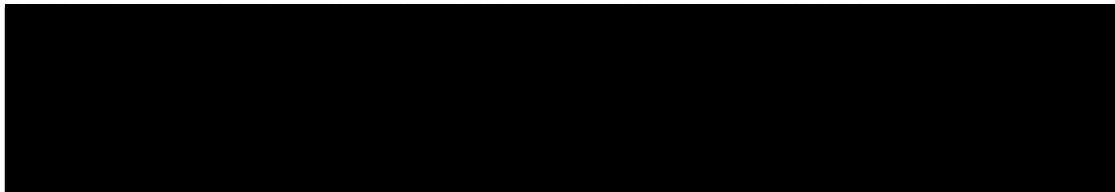
Just a heads up.

Desiree McCaslen
Pretreatment Manager
Office: (712)-279-6987
Cell: (712)-898-6793
Fax: (712)-279-6191

 Before printing this e-mail, please determine if it is truly necessary

>>> "Marshall, Paul" <Marshall.Paul@epa.gov> 4/12/2017 4:22 PM >>>

One thing that concerns me in their letter is the closing statement:



It appears they are looking at this as buying their way out of any additional liability for violations "of any kind" which I'm sure they would try to use against any other regulator. I would discuss with your attorney that they are only being absolved for the city-issued permit violations for pH and only for the time periods stated in the enforcement action.

Thanks,

Paul